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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/502,349 | 07/23/2004 | Ali Rezai | 12637/71 | 6084 |
| 23838 7590 07/06/2009 KENYON & KENYON LLP 1500 K STREET N.W. SUITE 700 WASHINGTON, DC 20005 | | | | |
| EXAMINER | | | | |
| DIETRICH, JOSEPH M | | | | |
| ART UNIT | | PAPER NUMBER | | |
| 3762 | | | | |
| MAIL DATE | | DELIVERY MODE | | |
| 07/06/2009 | | PAPER | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/502,349

Applicant(s)

REZAI ET AL.

Examiner

Joseph M. Dietrich

Art Unit

3762

All participants (applicant, applicant's representative, PTO personnel):

(1) Joseph M. Dietrich.(3) Jocelyn Ram.(2) George Evanisko.

(4) ____.

Date of Interview: 29 June 2009.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: ____.

Claim(s) discussed: 1 and 19.

Identification of prior art discussed: Baudino (6,353,762).

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Proposed claim amendments regarding exposing the patient to a first and second stimulus and measuring the patient's threshold for pain appears to read over the prior art. Closer reading of the prior art and further search and consideration will be required.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/George R Evanisko/
Primary Examiner, Art Unit 3762